RECLAMATION DISTRICT 799

(Hotchkiss Tract)

PO Box 353/6325 Bethel Island Rd., Bethel Island, CA 94511

www.RD799.com

Regular Board Meeting

**Thursday, January 26, 2023**

**Regular Board Meeting at 6:00 PM**

Meeting Minutes

1. **Call to Order/Roll Call:** The meeting was called to order at 5:59 pm. Present were President Price and Trustees: Kent, Pierce, and Hanson. Trustee Ydens was absent.

Others present for the meeting included District Manager Alvarez, Levee Superintendent Vornhagen and District Secretary Holder. A list of homeowners in attendance is outlined on the meeting sign in sheet.

1. **Public Comments**; None

3. **Consent Calendar**: All numbered consent calendar items listed will be acted upon under one vote unless specifically removed from the consent calendar by a member of the Board.

* 1. Meeting Minutes from the Special Meeting on December 15, 2022, 6:00pm\*
  2. Warrants\*
  3. Financial Report(s)\*

**A motion was made by Trustee Pierce and seconded by Trustee Hanson to approve items a - c on the consent calendar. The vote showed four trustees in favor (Trustee Ydens was absent). Motion carried.**

1. **Discussion/Action Items:**
   1. Acceptance and approval of FYE 2022 District Audit, as presented by Jennifer Miller and/or Tara Eastwood, Bowman, and Associates\*

Jennifer Miller stated that this year’s audit looks a little different because of the new standards that went into effect. Now the audit opinion is listed in the first paragraphs of the letter stating that the evidence obtained is sufficient and appropriate to provide a basis of our audit opinion. District Manager Alvarez mentioned that the District has been awarded a new grant from DWR, but the agreement has not been executed yet. Not much change except that interest from 2021 converted into liquid assets for 2022.

**A motion was made by Trustee Pierce and seconded by Trustee Hanson to accept and approve FYE 2022 District Audit. The vote showed four trustees in favor (Trustee Ydens was absent). Motion carried.**

* 1. Update/report on Cypress Preserves, Summer Lake North, and Spinnaker Cove developments by District Manager/District Engineer/District Legal Counsel

**Grand Cypress Preserve (GCP)**

A meeting was held with them on January 24th, 2023. There had been no meetings since November 2022. Going forward, there will be meetings every other week. The discussions have been slow. No grading permit has been issued from the City of Oakley yet.

**DeNova Homes**

Several factors have contributed to the postponement of the finalization of the O & M agreement with DeNova Homes. First and foremost, has been the weather conditions. Most of the District’s energies have been dealing with keeping the water at bay.

RD 799 feels that there are flaws and deficiencies in the overall drainage plan for the DeNova project. The ditches on the west side remain high. Not many people are aware that pump station two and pump station three were connected. DeNova has removed the connection and now pump station three is not taking any of the burden from pump station two. This has negatively impacted the entire watershed of this whole district. Pump station two and pump station three used to handle 95% of the storm water for the whole district. All the pump stations have been running 24/7 except for pump station three. It is at a trickle. The section between the trailer park on Sandmound to Bethel Island Road, the toe of the new levee was flooding and encroaching onto the roadway. District phones were ringing off the hook. Homeowners that have lived in this area for many years had never seen so much water on their properties. They were very concerned. The District has contacted DeNova Homes with our concerns about the drainage issues. We are meeting with DeNova Homes on Tuesday of next week, as part of our bi-monthly meetings. DeNova Homes said they will be contacting their drainage consultants on this matter and hopefully will have some answers to our concern. The approval of the O & M agreement is not going to occur until all these issues are resolved.

**Contra Costa Water District (CCWD)**

CCWD plans to do certain work related to its Canal Replacement project located within district boundaries. The project will include installation of a temporary discharge pipe required for dewatering activities, which would be located along levees operated by the district. The district will incur costs for performing these duties. Before we agree to this project, District staff wants a written agreement to cover these costs that the district will perform for the benefit of CCWD.

* 1. Discussion and consideration of authorizing the execution of the “Funding Agreement for Processing Costs Related to CCWD (Contra Costa Water District) Use of RD 799 Levees” \*

**A motion was made by Trustee Pierce and seconded by Trustee Hanson to authorize the execution of the “Funding Agreement for Processing Costs Related to Contra Costa Water District (CCWD) Use of RD 799 Levees. The vote showed four trustees in favor (Trustee Ydens was absent). Motion carried.**

1. **Permits** – Discuss & Possible Action on all New and Pending Permits:
   1. Report of approved permits for routine encroachments – included with the Levee Superintendent Field Report.
   2. Update on Potential Enforcement Actions - none

The District’s legal team drafted a letter to take down the fence across the levee at Sunset Marina. At this point there has been no cooperation. Sunset Marina has obtained an attorney. The District is awaiting for more information on this matter.

1. **Engineer’s Report**\*
2. **Information Items**:

Required Board Trustee Training\*

1. **Field Reports**:
   1. District Manager Alvarez\*
   2. Levee Superintendent Vornhagen\*

1. **Office Manager’s Report\***
2. **Chairman’s Report**: None
3. **Trustee Reports**: Trustee Hanson stated that the recent storms caused flooding that he had never witnessed in all his years on Sandmound Boulevard.
4. **Adjournment**: The meeting adjourned at 6:50 pm.

Meeting minutes submitted by Dina Holder

\*denotes supporting documentation available electronically and at the Reclamation District 799 office.

Notice Is Hereby Given:

That the Board of Trustees will consider oral and written public comments. The Chair may announce time limits and direct the focus of public comments for any given proposal. For agenda items not requiring a formal motion, the Chair will announce the opening and closing of the public comments session. If you wish to speak, please stand and state your name and address. Please speak clearly and loud enough for everyone to hear. “This agenda shall be made available upon request in alternative formats to persons with a disability, as required by the Americans with Disabilities Act of 1990 (42 U.S.C. 12132) and the Ralph M. Brown Act (California Government Code 54954.2). Persons requesting a disability related modification or accommodation in order to participate in the meeting should contact the District Secretary Dina Holder at (925) 684-2398, during regular business hours, 10:00 am - 2:00 pm Monday - Friday, at least 24 hours prior to the time of the meeting.” Materials related to an item on this Agenda submitted to the Trustees after distribution of the agenda packet are available for public inspection in the District office located at 6325 Bethel Island Rd. Bethel Island, CA 94511